

FIRST REGULAR SESSION

HOUSE BILL NO. 466

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SMITH.

Read 1st time January 22, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

1397L.011

AN ACT

To amend chapter 191, RSMo, by adding thereto one new section relating to a smoking cessation treatment program.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 191, RSMo, is amended by adding thereto one new section, to be
2 known as section 191.790, to read as follows:

**191.790. 1. The department of health shall establish a smoking cessation treatment
2 program and contract with hospitals, clinics and physicians licensed in this state to provide
3 smoking cessation treatment therapies for persons with incomes of up to three hundred
4 percent of the federal poverty level.**

**5 2. Any hospital, clinic or physician submitting a bid pursuant to subsection 1 of this
6 section shall include the following criteria in such bid:**

7 (1) A physician will supervise the smoking cessation treatment program;

**8 (2) An applicant will pay a twenty-five dollar fee to cover the cost of an evaluation
9 for the smoking cessation treatment program;**

**10 (3) The program will include counseling and prescription drugs indicated for
11 smoking cessation treatment;**

**12 (4) A program participant shall only be permitted to participate in the program
13 once a year with a maximum of ten consecutive weeks of treatment; and**

**14 (5) The fees charged for the smoking cessation treatment program shall include a
15 fee for one office visit every other week and a reimbursement for prescriptions issued and
16 signed by an authorized prescriber within the scope of his or her professional practice.**

**17 3. The costs of the smoking cessation treatment program, excluding the evaluation
18 fee in subsection 2 of this section, shall be funded with the moneys received from the 1998**

19 **tobacco settlement.**

20 **4. The providers in the smoking cessation treatment program shall annually report**
21 **the results of treatment to the department of health, and shall include the number of**
22 **participants treated and the number of participants who quit smoking.**

23 **5. The department of health shall submit a report on the smoking cessation**
24 **treatment program to the general assembly in January, 2005.**

25 **6. The department shall promulgate rules and regulations to implement the**
26 **provisions of this section. No rule or portion of a rule promulgated pursuant to the**
27 **authority of this section shall become effective unless it has been promulgated pursuant to**
28 **the provisions of chapter 536, RSMo.**

29 **7. The provisions of this section shall expire on June 1, 2005.**